

Hovis, Jennifer

From: CC Grisham <[REDACTED]>
Sent: Friday, May 08, 2015 1:58 PM
To: Stalcup, Dana
Cc: Woolford, James; Mccarthy, Gina
Subject: Re: Partial release of files related to FOIA Request EPA-HQ-2015-003887

Thanks Dana. With all my requests from the region, I got an email when the records were released and had been uploaded, with a link directly to them. I will forward an example. Did you find out anything about the still-pending HQ FOIA appeals I brought to your attention?

I hope my below complaint registered on some level; EPA should be leading the way to leveraging electronic communication to eliminate waste and the pollution that waste causes. EPA certainly should not be a source of unnecessary waste and pollution.

The paper copy was redundant and a waste of natural and taxpayer resources. Please take my comments seriously and try to spur some reform of standard operating procedures there, in order to cut waste and pollution.

Sincerely,
Curt

On May 8, 2015, at 10:32, Stalcup, Dana <Stalcup.Dana@epa.gov> wrote:

Hi Curt.

I will check – it might be that the invoice is available in FOIAonline. I sent you the letter via e-mail as a courtesy – you should have separately been able to get it from FOIAonline [in addition to the hard copy that was mailed]. I did process the records to be released, so they should be available in FOIAonline. I am not an expert in the system, just a user to respond to requests. And I have never made a request myself in the system, so I am not sure of the exact process by which you obtain the released records, nor the invoice. If you don't have any luck getting them, I can try to track down instructions from the FOIA office.

Sincerely, Dana

Dana Stalcup
Director, Assessment and Remediation Division
OSWER/Office of Superfund Remediation and Technology Innovation (OSRTI)
Desk – 703-603-8702
Cell – 202-309-5473

From: CC Grisham [[mailto:\[REDACTED\]](mailto:[REDACTED])]
Sent: Friday, May 08, 2015 10:47 AM
To: Stalcup, Dana
Cc: CC Grisham
Subject: Re: Partial release of files related to FOIA Request EPA-HQ-2015-003887

Dana, I hope you received this. I still have not received the invoice alluded to in your letter. Thanks.
Curt

On May 2, 2015, at 2:59 PM, CC Grisham <[REDACTED]> wrote:

Dana,

Today I received by US Mail (\$0.98 postage) a large manila envelope containing a hard copy of the same two-page (2 pp.) letter you had attached here.

This seems like an egregious waste to me.

As you may have noticed, the attached letter states:

“Please make your check or money order payable to the U.S. Environmental Protection Agency, refer to the FOI number indicated above and attach the top portion of the enclosed invoice.”

However, neither the email attachment nor the mailed hard copy of this communication contained an “enclosed invoice.”

Presumably, it will take more postage, administrative time, paper, ink and like resources just to get me the invoice that has so far been left out.

Federal government is often accused of being wasteful and inefficient.

This is but one concrete example of waste and inefficiency. Granted, it is a small one in and of itself.

Given, however, the size and scope of the EPA (let alone the entire Federal government,) this practice offends me as a taxpayer, who just made a payment to the United States Treasury a couple of weeks ago and is preparing to make another payment to EPA for records that belong to the public and were researched by staff who are already being compensated by the public, including myself.

Would you please look into this circumstance and recommend to your organization improved standard operating procedures that will cut out this sort of wasteful, inefficient and annoying practice?

Thank you.

Charles Curtis Grisham, Junior.

Begin forwarded message:

From: "Stalcup, Dana" <Stalcup.Dana@epa.gov>
Subject: RE: Partial release of files related to FOIA Request EPA-HQ-2015-003887
Date: April 23, 2015 at 8:27:50 AM PDT
To: CC Grisham <[REDACTED]>

Curt,
We have uploaded a response to FOIAonline. I have attached it to this e-mail for your convenience. You will see that we need to hear back from you on the fees, although they are now lower than the initial info I provided last week. I will await your response.
I have not heard back from our Office of General Counsel on the two appeals you asked about.
Thanks - Dana

Dana Stalcup
Director, Assessment and Remediation Division

OSWER/Office of Superfund Remediation and Technology Innovation (OSRTI)

Desk – 703-603-8702

Cell – 202-309-5473

From: CC Grisham [mailto: [REDACTED]]

Sent: Tuesday, April 21, 2015 5:18 PM

To: Stalcup, Dana

Subject: Re: Partial release of files related to FOIA Request EPA-HQ-2015-003887

Thanks Dana.

Curt

On Apr 21, 2015, at 14:15, Stalcup, Dana <Stalcup.Dana@epa.gov> wrote:

Mr. Grisham,

I just wanted to update you.

Regarding the new FOIA and your concern with the fees, I continue to coordinate with our FOIA office and hope to get a response to you soon, possibly this week or early next week.

Regarding the two appeals you mention below, I have sent an inquiry to our Office of General Counsel regarding your question, and I will update you as soon as I hear anything.

Thanks - Dana

Dana Stalcup

Director, Assessment and Remediation Division

OSWER/Office of Superfund Remediation and Technology Innovation (OSRTI)

Desk – 703-603-8702

Cell – 202-309-5473

From: CC Grisham [mailto: [REDACTED]]

Sent: Friday, April 17, 2015 6:56 PM

To: Stalcup, Dana

Cc: CC Grisham

Subject: Re: Partial release of files related to FOIA Request EPA-HQ-2015-003887

Mr. Stalcup,

Could you please check on the following appeals:

EPA-HQ-2014-005125 (submitted 03/29/2014)

EPA-HQ-2014-003257 (submitted 02/03/2014)

Both show phase as “Assignment.”

I would like to know their status please.

Thank you.

Charles Grisham, Jr.

On Apr 17, 2015, at 2:44 PM, CC Grisham < [REDACTED] > wrote:

Thank you Mr. Stalcup.
Charles Grisham

On Apr 17, 2015, at 14:33, Stalcup, Dana <Stalcup.Dana@epa.gov> wrote:

Mr. Grisham,

I responded to your other e-mail with an explanation of why there was confusion regarding the signature on the two e-mails you received today. As I said, I apologize for the confusion. In the other e-mail, I have a more complete explanation of the situation with the fee for this search. As I said, I will contact our national FOIA officers on Monday and ask advice on how best to proceed.

Again, I apologize for the confusion. Sincerely – Dana Stalcup

Dana Stalcup
Director, Assessment and Remediation Division
OSWER/Office of Superfund Remediation and Technology Innovation (OSRTI)
Desk – 703-603-8702
Cell – 202-309-5473

From: CC Grisham [<mailto:>]
Sent: Friday, April 17, 2015 4:40 PM
To: FOIA HQ
Cc: Mccarthy, Gina; Stanislaus, Mathy; Woolford, James; Meyer, John; Moran, Gloria; Stalcup, Dana
Subject: Fwd: Partial release of files related to FOIA Request EPA-HQ-2015-003887

National Freedom of Information Officer
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW (2822T)
Washington, DC 20460

Dear Sir or Madam:

I find the below response irregular.

While it was sent from the official account of Wanda McLendon, it is not signed by her. It is signed by: Dana Stalcup, Director, Assessment and Remediation Division, Office of Superfund Remediation and Technology Innovation, Office of Solid Waste and Emergency Response.

Who is the author of this message?

Further, the message below states in part: "The Office of Solid Waste and Emergency Response has concluded its search for records responsive to your request and is providing a portion of the requested records."

However, no records were released or provided.

I have complained about Dana Stalcup to your office in the past. On that occasion, Mr. Stalcup used a generic EPA account to respond anonymously to an inquiry I had made. After I complained, he later amended his anonymous response to include his name and title as its author.

I object to the manner in which Mr. Stalcup conducts his responsibility in official business related to FOIA requests from members of the public.

Sincerely,

Charles Grisham

Begin forwarded message:

From: "McLendon.wanda@Epa.gov" <McLendon.wanda@Epa.gov>

Date: April 17, 2015 at 10:14:00 PDT

To: "[REDACTED]" <[REDACTED]>

Subject: Partial release of files related to FOIA Request EPA-HQ-2015-003887

04/17/2015 12:57 PM

FOIA Request: EPA-HQ-2015-003887

Dear Mr. Grisham:

Your Freedom of Information Act (FOIA), 5 U.S.C. 552, request, regarding the Arkwood, Inc. Superfund site in Omaha, Boone County, Arkansas, EPA ID# ARD084930148; Site ID: 0600124, was sent to our office for response. Please find information relating to your request concerning: all communications created or exchanged during the time period January 30, 2014, through February 4, 2015, by, for, to, between, or copies to: 1) EPA Headquarters and McKesson Corporation; 2) EPA Headquarters and the Arkansas Department of Environmental Quality or its predecessor, the Arkansas Department of Pollution Control and Ecology; 3) EPA Headquarters and any other governmental jurisdictional entity, be it federal, state, county, local, or other; 4) EPA Headquarters

staff members or cleared contractors communicating within the Agency; and 5) EPA Headquarters and EPA Region 6.

The Office of Solid Waste and Emergency Response has concluded its search for records responsive to your request and is providing a portion of the requested records. Portions of the records you requested are being withheld pursuant to 5 U.S.C. § 552(b)(5), the Deliberative Process Privilege. The withheld records are exempt from disclosure because they are predecisional and deliberative and would harm agency decision making if released (DPP).

You may appeal this partial denial response to the National Freedom of Information Officer, U.S. EPA, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, DC 20460 (U.S. Postal Service Only); E-mail: hq.foia@epa.gov. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, NW. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, DC 20001. Your appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The Agency will not consider appeals received after the 30 calendar day limit. The appeal letter should include the request number listed above. For quickest possible handling, the appeal letter and its envelope should be marked "*Freedom of Information Act Appeal*."

We hope you find this information useful. Please share your comments and suggestions by emailing us at hq.foia@epa.gov.

Sincerely,

Dana Stalcup, Director

Assessment and Remediation Division

Office of Superfund Remediation and Technology Innovation

Office of Solid Waste and Emergency Response

<[Untitled].pdf>